

EXHIBIT B

I. REMAINING DISPUTED SEARCHES

A. DISPUTED SEARCH NO. 1: DECISION-MAKER CUSTODIANS

<u>Plaintiff's Proposed Search:</u>	<u>Duke's Proposed Search:</u>
<ul style="list-style-type: none">• <u>Custodians</u>: Joseph Mathew, Gavin Martin, Jeffrey Gadsden• <u>Searches</u>:<ul style="list-style-type: none">○ Within the time period October 17, 2016 and June 30, 2018, all messages located using the search term "Shaughnessy"○ Within the time period October 17, 2017 and January 17, 2017, all messages located using the search terms "Mike" or "Michael"○ Within the time periods November 7, 2016 – December 9, 2016 and January 3, 2017 – January 17, 2017, all messages between the identified custodians○ (Parameters excluding emails sent to more than 5 recipients)	<ul style="list-style-type: none">• See Undisputed Search No. 2, <i>infra</i>

B. DISPUTED SEARCH NO. 2: EVENTS UNDERLYING PROTECTED ACTIVITY

<p><u>Plaintiff's Proposed Search:</u></p> <ul style="list-style-type: none">• Within the time period June 1, 2016 and June 30, 2017, all messages located using the following search terms for custodians Joseph Mathew, Gavin Martin, Ann Brown, Holly Muir:<ul style="list-style-type: none">○ <u>Terms:</u><ul style="list-style-type: none">▪ "Pamela Wible" OR▪ "Dr. Wible" OR▪ (Cheryl or "Dr. Jones") w/20<ul style="list-style-type: none">• resident OR• suicide OR• incident OR• Sol OR• Aronson OR• Kassik OR• complain* OR• FDA OR• book* OR• "mental illness" OR• nonrenew* OR• non-renew* OR• professional OR• unprofessional OR• terminat* OR• leave OR• expir* OR• Shaughnessy OR• violat* OR• disabilit* OR• accommodat* OR• mental* OR• psych* OR• retaliat* OR• harass* OR• hostil* OR• safety OR• rude OR	<p><u>Duke's Proposed Search:</u></p> <ul style="list-style-type: none">• Within the time period June 1, 2016 and June 30, 2017, all messages located using the following search terms for custodians Joseph Mathew, Gavin Martin, Jeffrey Gadsden, and Holly Muir:<ul style="list-style-type: none">○ <u>Terms:</u><ul style="list-style-type: none">▪ (Michael OR Mike OR Shaughnessy) AND<ul style="list-style-type: none">• "Cheryl Jones" OR• Aronson[Parameters excluding emails sent to more than 5 recipients]▪ (Michael OR Mike OR Shaughnessy) AND<ul style="list-style-type: none">• Wible OR• Kassik
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<ul style="list-style-type: none"> • abrupt OR • “come back” OR • “coming back” OR • criticiz* OR • behavior OR • grievance* OR • discriminat* OR • counsel* ▪ suicid* OR ▪ Kassik 	
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II. UNDISPUTED CUSTODIANS AND SEARCHES

A. UNDISPUTED CUSTODIANS

1.	Michael Shaughnessy	Duke Mailbox
2.	Joseph Mathew	Duke Mailbox; Text Messages
3.	Gavin Martin	Duke Mailbox; Shaughnessy Folder; Text Messages
4.	Jeffrey Gadsden	Duke Mailbox; Shaughnessy Folder; Text Messages
5.	Edward Sanders	Duke Mailbox; Text Messages
6.	Holly Muir	Duke Mailbox
7.	Ann Brown	Duke Mailbox; Shaughnessy Folder
8.	John Borrelli	Duke Mailbox
9.	Nancy Andrews	Duke Mailbox (2017 Forward)
10.	Nan Jokerst	Duke Mailbox

B. UNDISPUTED SEARCHES AND SEARCH TERMS

- **Undisputed Search No. 1:** Within the time period of January 1, 2016 and June 30, 2017, all messages to and from custodian **Michael Shaughnessy** and the following custodians:
 - **Joseph Mathew**
 - **Gavin Martin**
 - **Jeffrey Gadsden**
 - **Edward Sanders**
 - **Holly Muir**

Additional Parameters: Excluding emails sent to more than 5 recipients.

- **Undisputed Search No. 2:** Within the time period January 1, 2014 and June 30, 2018, all messages located using the following search terms for custodians **Joseph Mathew, Gavin Martin, Jeffrey Gadsden, Holly Muir, and John Borrelli:**
 - **Search Terms:**
 - (Michael OR Mike OR Shaughnessy) AND
 - disabilit* OR
 - rosacea OR
 - Eddie OR
 - “Dr. Sanders” OR
 - “DRH” OR
 - “Regional Anesthesia” OR
 - pacemaker OR
 - depress* OR
 - anxiety* OR

- accommodate* OR
- mental* OR
- psych* OR
- complain* OR
- retaliat* OR
- harass* OR
- hostile* OR
- berat* OR
- belittle OR
- “red face” OR
- professional* OR
- unprofessional OR
- safety OR
- late OR
- tardy OR
- team* OR
- rude OR
- abrupt OR
- yell* OR
- trainee OR
- resident OR
- criticiz* OR
- interpersonal OR
- poor OR
- feedback OR
- drink* OR
- alcohol OR
- refus* OR
- anger OR
- angry OR
- research OR
- academic OR
- teach* OR
- incident* OR
- behavior OR
- (gain w/1 shar*) OR
- gainshar* OR
- bonus* OR
- contract OR
- reappoint* OR
- bonus* OR

- renew* OR
 - term* OR
 - delay* OR
 - open* OR
 - vacanc* OR
 - job OR
 - grievance* OR
 - “faculty hearing” OR
 - “FHC” OR
 - appeal* OR
 - “Appendix C” OR
 - “good fit” OR
 - “SRS” OR
 - (cup w/2 coffee) OR
 - women OR
 - suicid* OR
 - “Academic Mission” OR
 - unsupport* OR
 - discriminat* OR
 - communication OR
 - judgment OR
 - “PACT” OR
 - score* OR
 - evaluat* OR
 - metric* OR
 - evaluation OR
 - review OR
 - (below w/3 average) OR
 - counsel w/25 (“SRS” OR coffee OR “PACT” OR behavior)
 - verbal w/25 (“SRS” OR coffee OR “PACT” OR behavior)
- “DWI”
 - “DUI”
 - (“SRS” or “Coffee” or “PACT” or behavior) w/25
 - “GI” OR
 - unprofessional* OR
 - professional* OR
 - counsel* OR
 - complain* OR
 - hostile OR

- communication OR
 - berat* OR
 - rude OR
 - late OR
 - judgment OR
 - tardy OR
 - verbal* OR
 - “Academic Mission”
- **Undisputed Search No. 3:** Within the time period August 1, 2016 and June 30, 2017, all messages located using the search term “Shaughnessy” for custodian **Edward Sanders**.
 - **Undisputed Search No. 4:** Within the time period January 7, 2017 and June 30, 2018, all messages located using the following search terms for custodians **Ann Brown, Nancy Andrews, and Nan Jokerst**:
 - Search Terms:
 - Shaughnessy
 - ((Michael OR Mike OR Shaughnessy) w/25 (“FHC” OR “Faculty hearing” OR handbook OR “hand book” or “DFH”)) AND
 - reappoint* OR
 - contract OR
 - renew* OR
 - nonrenew* OR
 - non-renew* OR
 - professional* OR
 - unprofessional* OR
 - terminat* OR
 - expir* OR
 - Kredich OR
 - griev* OR
 - employ* OR
 - ombud* OR
 - “Academic Council” OR
 - complain* OR
 - require* OR
 - “Academic Freedom” OR
 - “Appendix C” OR
 - “ad hoc committee” OR
 - violat* OR
 - “AAUP” OR

- “School of Medicine” OR
- recommend* OR
- agreement OR
- obligat*